

**A RESOLUTION  
BY FINANCE/EXECUTIVE COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO RENEW THE COOPERATIVE PURCHASING AGREEMENT MADE PURSUANT TO SECTION 2-1601 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE GSA SCHEDULE GS-35F-0009T WITH ORACLE USA INC., FOR ORACLE CONTRACT #2118646, ORACLE DATABASE SOFTWARE LICENSES AND SUPPORT FOR THE ERP APPLICATION, FOR 1 YEAR FROM APRIL 8 2010 TO APRIL 7 2011, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY IN AN AMOUNT NOT TO EXCEED FIFTY-SIX THOUSAND, THIRTY-TWO DOLLARS AND THIRTY-FIVE CENTS (\$56,032.35); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND) 050202 (IT APPLICATIONS) 5410001 (CONSULTANT/PROFESSIONAL SERVICES) 1535000 (DATA PROCESSING/MANAGEMENT INFORMATION SYSTEM); AND FOR OTHER PURPOSES.**

**WHEREAS**, in support of the City of Atlanta's ("City's") sustainability initiatives and commitment to customer service, the Department of Information Technology ("DIT") is committed to providing the City with the best solution for Database software; and

**WHEREAS**, the City entered into a cooperative purchase of a multi-year license agreement (#2118646) utilizing GSA Schedule GS-35F-0009T with Oracle USA Inc. for Oracle Database software licenses and support for the ERP Project (as authorized by the Atlanta City Council Resolution number 08-O-2292) beginning April 8, 2008; and

**WHEREAS**, the City renewed the contract for 1 year from April 8th 2009 to April 7 2010 (as authorized by the Atlanta City Council Resolution number 09-R-0466);

**WHEREAS**, DIT desires to renew contract # 2118646, Oracle Database software licenses and support agreement with Oracle USA, Inc. for 1 year from April 8th 2010 to April 7 2011; and

**WHEREAS**, the Chief Information Officer and the Chief Procurement Officer recommend utilizing the GSA Contract # GS-35F-0009T with Oracle USA, Inc., to renew the cooperative purchase Oracle Database software licenses and support.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES** that the Mayor or his designee is authorized to renew the cooperative purchasing agreement #2118646 with Oracle USA, Inc., utilizing the

GSA Contract # GS-35F-0009T to purchase Oracle Database software licenses and support, in an amount not to exceed Fifty-Six Thousand, Thirty-Two Dollars And Thirty-Five Cents (\$56,032.35).

**BE IT FURTHER RESOLVED**, that all contracted work will be charged to and paid from Fund, Department Organization and Account number 1001 (General Fund) 050202 (IT Applications) 5410001 (Consultant/Professional Services) 1535000 (Data Processing/Management Information System).

**BE IT FURTHER RESOLVED**, that the renewal will be for 1 year beginning April 8th 2010 and ending April 7 2011.

**BE IT FURTHER RESOLVED**, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the appropriate document for execution by the Mayor.

**BE IT FINALLY RESOLVED**, that the renewal will not become binding upon the City and the City will incur no liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to the contracted parties.


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## Contractor Information

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Contract #: GS-35F-0009T      Socio-Economic : Other than small business  
 Contractor: ORACLE USA, INC.      EPLS : Contractor not found on the Excluded Parties List  
 Address: 500 ORACLE PKWY  
 REDWOOD CITY, CA 94065-1677      Govt. Contracting Officer:  
 Phone: (703)364-1558      Shellie Heislen  
 E-Mail: GSAINFO\_US@Oracle.com      Phone: 816-823-2683  
 Web      E-Mail: shellie.heislen@gsa.gov  
 Address: http://www.oracle.com/index.html

Source	Title	Contract Number	Contract Terms & Conditions	Contract End Date	Category		View I
70	GENERAL PURPOSE COMMERCIAL INFORMATION TECHNOLOGY EQUIPMENT, SOFTWARE, AND SERVICES	GS-35F-0009T		Sep 30, 2011	132 3		
					132 32		
					132 33		
					132 34		
					132 51		



16-Dec-09

Toni Booth Comer  
CITY OF ATLANTA  
DAS/BMIS-Systems & Prog, DIV  
55 Trinity Ave., SW Suite G700  
ATLANTA  
GA 30303  
United States

Dear Toni Booth Comer,

The technical support services and benefits provided under service contract number 2118646 will expire, or have expired, on 7-Apr-10. Please find attached an ordering document for the renewal of this service contract. If applicable, the attached ordering document may also include incremental technical support services newly acquired.

To ensure that there is no interruption to the technical support services and benefits provided under service contract number 2118646, please order the technical support services on this ordering document by issuing a form of payment of payment acceptable to Oracle in accordance with the attached Order Processing Details section on or before 9-Mar-10.

If further information is required, please contact me at the e-mail address or telephone number provided below.

Regards,

Sandra Loretto  
Oracle Support Services  
E-mail: [sandra.loretto@oracle.com](mailto:sandra.loretto@oracle.com)  
Tel.: +17033642776  
Fax: +17033643557

AUTHORIZED FEDERAL ACQUISITION SERVICE  
INFORMATION TECHNOLOGY SCHEDULE PRICELIST  
GENERAL PURPOSE COMMERCIAL INFORMATION TECHNOLOGY  
EQUIPMENT, SOFTWARE AND SERVICES

SIN 132-3: LEASING OF PRODUCT  
SIN 132-32 TERM SOFTWARE LICENSES  
SIN 132-33: PERPETUAL SOFTWARE LICENSES  
SIN 132-34: MAINTENANCE OF SOFTWARE  
SIN 132-51: INFORMATION TECHNOLOGY (IT) PROFESSIONAL SERVICES

**ORACLE®**

ORACLE USA, INC.  
500 Oracle Parkway  
Redwood Shores, CA 94065  
703-478-9000 or 800-633-0584  
**www.oracle.com**

Contract Number: GS-35F-0009T  
Period Covered by Contract: October 1, 2006 – September 30, 2011

**General Services Administration  
Federal Acquisition Service**

Pricelist current through Modification #PS120, dated June 18, 2009.

Products and ordering information in this Authorized FSS Information Technology Schedule Pricelist are also available on the GSA Advantage! System. Agencies can browse GSA Advantage! by accessing the Federal Acquisition Service's Home Page via the Internet at <http://www.fss.gsa.gov/>

Oracle is a registered trademark and other product names, service names or logos referenced in this Pricelist are either trademarks or registered trademarks of Oracle USA, Inc. All other names referenced in this document may be trademarks of their respective owners.



## Ordering Document

<b>Service Contract #:</b> 2118646 <b>Offer Expires:</b> 7-Apr-10	<b>Renewal Contact:</b> Sandra Loretto
<b>Payment Terms:</b> 30 NET from receipt of invoice <b>Billing Terms:</b> Quarterly in Arrears for technical support services that have been provided	<b>Telephone:</b> +17033642776 <b>Fax:</b> +17033643557 <b>E-mail:</b> sandra.loretto@oracle.com
<b>CUSTOMER: CITY OF ATLANTA</b>	
<b>QUOTE TO</b> <b>Account Contact:</b> Toni Booth Comer <b>Account Name:</b> CITY OF ATLANTA <b>Address:</b> DAS/BMIS-Systems & Prog, DIV 55 Trinity Ave., SW Suite G700 ATLANTA GA 30303 United States <b>Telephone:</b> 404 330 6853 <b>Fax:</b> <b>E-mail:</b> tboothcomer@AtlantaGa.Gov	<b>BILL TO</b> <b>Account Contact:</b> Accounts Payable <b>Account Name:</b> CITY OF ATLANTA <b>Address:</b> COA Dept of Finance Accounts Payable Division 68 Mitchell ST RM 600 Atlanta GA 30303 United States <b>Telephone:</b> 404-330-6230 <b>Fax:</b> <b>E-mail:</b> tboothcomer@AtlantaGa.Gov

Oracle may provide certain information and notices about technical support via e-mail. Accordingly, please verify and update the Quote To and Bill To information above to ensure that such communications and notices are received from Oracle. If changes are required, please e-mail or fax the updated information to Sandra Loretto at sandra.loretto@oracle.com or +17033643557. Please also include service contract number 2118646 on such reply.

## Service Details

Service Level: Software Update License & Support					End Date: 7-Apr-11	
Product Description	CSI #	Qty	License Metric	License Level / Type	Start Date	Final Price
Oracle Database Standard Edition - Processor Perpetual	14416534	6		FULL USE	8-Apr-10	14,919.85
Tuning Pack - Processor Perpetual	14416534	4		FULL USE	8-Apr-10	1,989.32
Change Management Pack - Processor Perpetual	14416534	4		FULL USE	8-Apr-10	1,989.32
Programmer - Named User Plus Perpetual	14416534	2		FULL USE	8-Apr-10	331.55
Oracle Database Enterprise Edition - Processor Perpetual	14416534	4		FULL USE	8-Apr-10	26,524.18
Internet Developer Suite - Named User Plus Perpetual	14416534	2		FULL USE	8-Apr-10	1,657.77
Internet Application Server Enterprise Edition - Processor Perpetual	14416534	2		FULL USE	8-Apr-10	6,631.04
Diagnostics Pack - Processor Perpetual	14416534	4		FULL USE	8-Apr-10	1,989.32
				Subtotal:	USD	56,032.35
				Total Amount:	USD	56,032.35
plus applicable tax						

### Notes:

1. If any of the fields listed above are blank, the program licenses were acquired under a separate license model in which such field(s) does not apply.
2. If a change to the Service Details provided above is required, please contact Sandra Loretto at +17033642776 or at [sandra.loretto@oracle.com](mailto:sandra.loretto@oracle.com) and an updated ordering document will be provided to you in accordance with Oracle's technical support policies.
3. This order is being placed in accordance with the Cooperative Purchasing provision of GSA Contract No. GS-35F-0009T.

## GENERAL TERMS

"You" and "your" refers to the Customer provided above.

In the event that the Customer and the Quote To Account Name provided above are not the same, CITY OF ATLANTA acknowledges that Customer has authorized CITY OF ATLANTA to execute this ordering document on Customer's behalf and to bind Customer to the terms described herein. CITY OF ATLANTA agrees that the ordered services shall be used solely by the Customer and shall advise Customer of the terms of this ordering document as well as information and notices about technical support that Oracle provides to CITY OF ATLANTA during the term of service.

The technical support services acquired under this ordering document are governed by the terms and conditions of the GSA Contract No. GS-35F-0009T. However, any use of the programs, which includes by definition the updates and other materials provided or made available by Oracle under technical support, is subject to the rights granted for the programs set forth in the order in which the programs were acquired.

Technical support is provided under Oracle's technical support policies in effect at the time the services are provided. The technical support policies are subject to change at Oracle's discretion; however, Oracle will not materially reduce the level of services provided for supported programs during the period for which fees for technical support have been paid. You should review the technical support policies prior to entering into this ordering document. The current version of the technical support policies, including Oracle's reinstatement policy, may be accessed at <http://www.oracle.com/support/policies.html>. Customers who allow technical support to lapse and later wish to reactivate it will be subject to Oracle's reinstatement policy in effect at the time of reinstatement. Applicable reinstatement fees may apply in addition to the annual technical support fees.



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## Order Processing Details

Your order is subject to Oracle's acceptance. An order consists of the following: (i) this ordering document, which incorporates by reference the GSA Contract No. GS-35F-0009T, (ii) a form of payment acceptable to Oracle and (iii) a tax exemption certificate (if applicable). Oracle normally accepts orders after receipt of a purchase order, check or credit card issued in accordance with the Purchase Order, Check, Credit Card Confirmation section below. If Oracle accepts your order, the service start date is the effective date of such order and also serves as the commencement date of the technical support services.

An invoice will only be issued upon receipt of a form of payment acceptable to Oracle. Regardless of the form of payment:

- Unless you are an U.S. federal government entity, Oracle's invoice includes applicable sales tax, GST, or VAT (collectively referred to as "tax"). If CITY OF ATLANTA is a tax exempt organization and is not an U.S. federal government entity, a copy of CITY OF ATLANTA's tax exemption certificate must be submitted with CITY OF ATLANTA's purchase order, check or credit card.

### PURCHASE ORDER, CHECK, CREDIT CARD CONFIRMATION

#### **Purchase Order**

If the technical support services on this ordering document will be ordered and paid under a purchase order, the purchase order must include the following information:

- Service Contract #: 2118646
- Term of Service: 8-Apr-10 to 7-Apr-11
- Final Total: USD 56,032.35 (excluding applicable tax)
- GSA Contract No.: GS-35F-0009T

In issuing a purchase order, CITY OF ATLANTA agrees that the terms of this ordering document and the GSA Contract No. GS-35F-0009T supersede the terms in the purchase order or any other non-Oracle document, and no terms included in any such purchase order or other non-Oracle document shall apply to the technical support services ordered.

Please e-mail or fax the purchase order to Oracle per the Remittance Details provided below.

#### **Check**

If the technical support services on this ordering document will be ordered and paid by check, the check must include the following information:

- Service Contract #: 2118646
- Term of Service: 8-Apr-10 to 7-Apr-11
- Final Total: USD 56,032.35 (excluding applicable tax)
- GSA Contract No.: GS-35F-0009T

In issuing a check, CITY OF ATLANTA agrees that only the terms of this ordering document and the GSA Contract No. GS-35F-0009T shall apply to the technical support services ordered. No terms attached or submitted with the check shall apply.

Please mail check payments per the Remittance Details provided below.

#### Credit Card Confirmation

If the technical support services on this ordering document will be ordered and paid under a credit card, please complete the section below and return it to Oracle per the Remittance Details provided below. Please note that Oracle is unable to process credit card transactions of USD100,000 or greater.

- Service Contract #: 2118646
- Term of Service: 8-Apr-10 to 7-Apr-11
- Final Total: USD 56,032.35 (excluding applicable tax)
- GSA Contract No.: GS-35F-0009T

\_\_\_\_\_  
Credit Card Number

\_\_\_\_\_  
Expiration Date

\_\_\_\_\_  
Billing Address (associated with Credit Card)

\_\_\_\_\_  
City, State, and Zip (associated with Credit Card)

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Name

The credit card must be valid for the entire Term of Service above. In issuing this credit card confirmation, CITY OF ATLANTA agrees that only the terms of this ordering document and the GSA Contract No. GS-35F-0009T shall apply to the technical support services ordered. No terms attached or submitted with the credit card confirmation shall apply.

#### REMITTANCE DETAILS

Purchase orders or credit card confirmation for the technical support services ordered hereto should be sent to:

Attn: Sandra Loretto  
Oracle Support Services  
Fax: +17033643557  
E-mail: sandra.loretto@oracle.com

Checks for the technical support services ordered hereto should be sent to:

**AK, AZ, CA, HI, ID, NV, OR, UT, WA:**

Oracle USA, Inc.  
PO Box 44471  
San Francisco, CA 94144-4471

**All other States:**

Oracle USA, Inc.  
PO Box 71028  
Chicago, IL 60694-1028

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

Committee of Purview: FINANCE/EXECUTIVE

**Caption:**

**A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO RENEW THE COOPERATIVE PURCHASING AGREEMENT MADE PURSUANT TO SECTION 2-1601 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE GSA SCHEDULE GS-35F-0009T WITH ORACLE USA INC., FOR ORACLE CONTRACT #2118646, ORACLE DATABASE SOFTWARE LICENSES AND SUPPORT FOR THE ERP APPLICATION, FOR 1 YEAR FROM APRIL 8 2010 TO APRIL 7 2011, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY IN AN AMOUNT NOT TO EXCEED FIFTY-SIX THOUSAND, THIRTY-TWO DOLLARS AND THIRTY-FIVE CENTS (\$56,032.35); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND) 050202 (IT APPLICATIONS) 5410001 (CONSULTANT/PROFESSIONAL SERVICES) 1535000 (DATA PROCESSING/MANAGEMENT INFORMATION SYSTEM); AND FOR OTHER PURPOSES.**

Council Meeting Date: March 15, 2010

Requesting Dept.: Information Technology

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

DIT would like to renew the cooperative purchasing agreement with Oracle USA, Inc., utilizing the GSA Contract # GS-35F-0009T to purchase Oracle Database software licenses and support, in an amount not to exceed Fifty-Six Thousand, Thirty-Two Dollars And Thirty-Five Cents (\$56,032.35).

**2. Please provide background information regarding this legislation.**

The City entered into a cooperative purchase of a multi-year license agreement (#2118646) utilizing GSA Schedule GS-35F-0009T with Oracle USA Inc. for Oracle Database software licenses and support for the ERP Project (as authorized by the Atlanta City Council Resolution number 08-O-2292) beginning April 8, 2008; and last year the City

renewed the contract for 1 year from April 8th 2009 to April 7 2010 (as authorized by the Atlanta City Council Resolution number 09-R-0466)

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Software Licenses and support

(b) **Source Selection:** Cooperative Purchase GSA # GS-35F-0009T

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

(e) **Number of Bids:**

(f) **Proposals Received:**

(g) **Bidders/Proponents:**

(h) **Term of Contract:** 1 yr - April 8th 2010 to April 7 2011

4. **Fund Account:** 1001 (General Fund) 050202 (IT Applications) 5410001  
(Consultant/Professional Services) 1535000 (Data  
Processing/Management Information System)

5. **Source of Funds:**

6. **Fiscal Impact:** \$56,032.35

7. **Method of Cost Recovery:**

**This Legislative Request Form Was Prepared By:** Kathleen Lane, DIT Compliance Analyst

## **Legislation Summary**

**Committee of Purview:**

**Caption**

**A resolution authorizing the Mayor to execute an appropriate contractual agreement on behalf of the Department of Information Technology with Oracle, USA, Inc. an amount not to exceed fifty six thousand thirty two dollars and thirty five cents (\$56,032.35). All contract work shall be charged to and paid from fund account and center number: 1001 (General Fund), 050202 (IT Applications), 5410001 (Consultant/Professional Services), 1535000 (Data Processing/Management Information System).**

**Council Meeting Date: March 15, 2010**

**Legislation Title: Resolution authorizing the Chief Procurement Officer to utilize the Federal Government GSA Contract #GS-35F-0009T with Oracle USA, Inc. for the purchase of Oracle Database Software Licenses and Support for the ERP Application for one (1) year from April 8, 2010 to April 7, 2011 (Oracle Contract #2118646) on behalf of the Department of Information Technology in an amount not to exceed fifty six thousand thirty two dollars and thirty five cents (\$56,032.35). All contract work shall be charged to and paid from fund account and center number: 1001 (General Fund), 050202 (IT Applications), 5410001 (Consultant/Professional Services), 1535000 (Data Processing/Management Information System).**

**Requesting Department: Department of Information Technology**

**Contract Type: N/A**

**Source Selection: Federal Government GSA Contract # GS-35F-0009T**

**Bids/Proposals Due: N/A**

**Invitations Issued: N/A**

**Number of Bids/  
Proposals Received: N/A**

<b>Bidders/Proponents:</b>	<b>N/A</b>
<b>Justification Statement:</b>	<b>N/A</b>
<b>Background:</b>	<b>N/A</b>
<b>Fund Account Centers:</b>	<b>1001 (General Fund), 050202 (IT Applications), 5410001 (Consultant/Professional Services), 1535000 (Data Processing/Management Information System).</b>
<b>Source of Funds:</b>	<b>N/A</b>
<b>Fiscal Impact:</b>	<b>N/A</b>
<b>Term of Contract:</b>	<b>N/A</b>
<b>Method of Cost Recovery:</b>	<b>N/A</b>
<b>Approval:</b> <b>DOF:</b> <b>DOL:</b>	
<b>Prepared By:</b>	<b>Patricia Lowe, Buyer</b>
<b>Contact Number:</b>	<b>404.330.6583</b>

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: Candace Byrd

Dept.'s Legislative Liaison: Kathleen Lane

Contact Number: 404-335-1983

Originating Department: Department of Information Technology

Committee(s) of Purview: Finance/Executive Committee

Chief of Staff Deadline: February 23, 2010

Anticipated Committee Meeting Date(s): March 10 2010

Anticipated Full Council Date: March 15, 2010

Legislative Counsel's Signature: 

Commissioner Signature: 

Chief Procurement Officer Signature: 

**CAPTION**

**A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO RENEW THE COOPERATIVE PURCHASING AGREEMENT MADE PURSUANT TO SECTION 2-1601 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES, UTILIZING THE GSA SCHEDULE GS-35F-0009T WITH ORACLE USA INC., FOR ORACLE CONTRACT #2118646, ORACLE DATABASE SOFTWARE LICENSES AND SUPPORT FOR THE ERP APPLICATION, FOR 1 YEAR FROM APRIL 8 2010 TO APRIL 7 2011, ON BEHALF OF THE DEPARTMENT OF INFORMATION TECHNOLOGY IN AN AMOUNT NOT TO EXCEED FIFTY-SIX THOUSAND, THIRTY-TWO DOLLARS AND THIRTY-FIVE CENTS (\$56,032.35); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND) 050202 (IT APPLICATIONS) 5410001 (CONSULTANT/PROFESSIONAL SERVICES) 1535000 (DATA PROCESSING/MANAGEMENT INFORMATION SYSTEM); AND FOR OTHER PURPOSES.**

Mayor's Staff Only

Received by CPO: \_\_\_\_\_

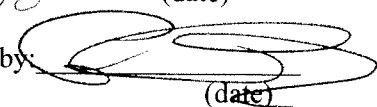
(date)

Received by LC from CPO: \_\_\_\_\_

(date)

Received by Mayor's Office: 

(date)

Reviewed by: 

(date)

Submitted to Council: \_\_\_\_\_